

1 TONY WEST
 Assistant Attorney General
 2 SUSAN K. RUDY
 Assistant Branch Director
 3 VESPER MEI (D.C. Bar #455778)
 Senior Counsel
 4 United States Department of Justice
 Civil Division
 5 Federal Programs Branch
 P.O. Box 883 – Rm 7316
 6 Washington, DC 20044
 Telephone: (202) 514-4686
 7 Facsimile: (202) 616-8470
 vesper.mei@usdoj.gov
 8
 Attorneys for Defendants
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10 **UNITED STATES DISTRICT COURT**
NORTHERN DISTRICT OF CALIFORNIA
 11 **SAN JOSE DIVISION**

12	HAIPING SU,)	
)	
13	Plaintiff,)	
)	Case No. C09-02838 JW
14	v.)	
)	STIPULATION TO CONTINUE
15	NATIONAL AERONAUTICS AND)	ADR TELEPHONE CONFERENCE
	SPACE ADMINISTRATION, <u>et al.</u> ,)	
16)	
	Defendants.)	
17	_____)	

18 Pursuant to Civil L. R. 6-1(a), the parties jointly request a continuance of the ADR
 19 telephone conference. On September 30, 2009, the parties filed a Notice of Need for ADR
 20 Phone Conference. While the parties have not agreed on an ADR process, the parties agree that
 21 no ADR process is appropriate in this case at this time. Accordingly, while ADR L.R. 3-5
 22 requires a telephone conference with the ADR Director or Program Counsel, the parties hereby
 23 jointly request a continuation of this telephone conference.

24 The Initial Case Management Conference is currently scheduled to take place on October
 25 26, 2009; however, defendants anticipate filing a Motion to Dismiss on October 8, 2009, and
 26 have moved to continue that conference until after their Motion to Dismiss is decided.
 27 Defendants request that the ADR telephone conference be postponed until after disposition of

1 their Motion to Dismiss. Plaintiff requests that the telephone conference be postponed until
2 November 30, 2009, even if the Motion to Dismiss has not yet been decided. This change will
3 not alter the date of any event or any deadline already fixed by Court order.

4
5 Dated: September 30, 2009

6 /s/ Vesper Mei
7 Vesper Mei
8 U.S. Department of Justice
9 Federal Programs Branch
10 P.O. Box 883
11 Washington, D.C. 20044
12 Tel: (202) 514-4686
13 Fax: (202) 616-8470

14 *Attorney for Defendants*

15
16 Dated: September 30, 2009

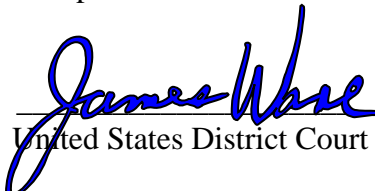
17 /s/ Tyler Atkinson
18 Tyler Atkinson
19 McManis Faulkner
20 50 West San Fernando Street, 10th Floor
21 San Jose, CA 95113
22 Tel: (408) 279-8700
23 Fax: (408) 279-3244

24 *Attorney for Plaintiff*

25
26 **IT IS SO ORDERED:**

27 The ADR telephone conference is postponed until after the Court's disposition Defendant's
28 Motion to Dismiss. If the hearing and ruling on the Defendant's Anticipated Motion to
Dismiss is delayed by the Court's own schedule the parties are to contact the ADR program
no later than **November 30, 2009.**

Dated: October 5, 2009


United States District Court